

IAP12 Rec'd PCT/PTO 19 MAY 2006

Customer No. 22,852

Attorney Docket No. 09812.0082

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re of U.S. National Stage )  
 Application No. PCT/JP2005/012471 )  
 for: )

Kazuhiko OKAMATSU )

Application No.: Not Yet Assigned )

Filed: May 19, 2006 )

For: **DISK DRIVE APPARATUS**  
**AND METHOD, RECORDING**  
**MEDIUM, AND PROGRAM (AS**  
**AMENDED**

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicant brings to the Examiner's attention the documents listed on attached Form PTO/SB/08. Copies of the listed documents are attached. Applicant respectfully requests that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following are listed on the accompanying PTO/SB/08 and are in a non-English language:

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /N.L./

1. 10-124891 - The relevance of this document is discussed at page 17 of the specification of the present application.

The following are listed on the accompanying PTO/SB/08 and are in a non-English language:

- 2. 11-66579
- 3. 10-289452

An English-language abstract of the documents is enclosed.

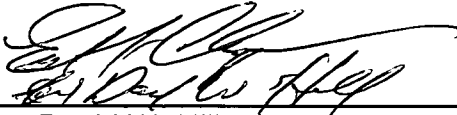
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please  
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: May 19, 2006

By: 

David W. Hill  
Reg. No. 28,220

Enclosures  
DWH/FPD/alp

ERNEST F. CHAPMAN  
Reg. No. 25,961

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				Complete if Known <b>10/580043</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				Application Number	Not Yet Assigned
				Filing Date	May 19, 2006
				First Named Inventor	Kazuhiko OKAMATSU
				Art Unit	Not Yet Assigned
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	09812.0082

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		JP 10-124891	05-15-1998	SONY CORP		Abstract
		JP 11-66579	03-09-1999	SONY CORP		Abstract
		JP 10-289452	10-27-1998	SONY CORP		Abstract

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>

Examiner Signature	/Nicholas Lee/	Date Considered	11/26/2008
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /N.L./